

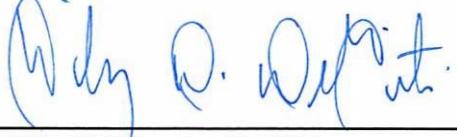
IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

ORDER

Following removal of this case from state court, Defendant moved to dismiss Plaintiff's Petition. [Doc. No. 5]. During the pendency of the motion, Plaintiff filed an Amended Complaint [Doc. No. 12]. This Amended Complaint supersedes Plaintiff's original pleading and renders it of no legal effect. *See Davis v. TXO Prod. Corp.*, 929 F.2d 1515, 1517 (10th Cir. 1991); *Predator Int'l, Inc. v. Gamo Outdoor USA, Inc.*, 793 F.3d 1177, 1180–81 (10th Cir. 2015); *Mink v. Suthers*, 482 F.3d 1244, 1254 (10th Cir. 2007). Thus, Defendant's motion directed at the Petition is moot.

IT IS THEREFORE ORDERED that Defendant's Motion to Dismiss [Doc. No. 5] is **DENIED** as moot, without prejudice to refiling a motion directed at the Amended Complaint.

IT IS SO ORDERED this 23rd day of June 2020.



TIMOTHY D. DeGIUSTI
Chief United States District Judge